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Attorneys for Defendant
Bernard "Skip" Whalen Area Local #71

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

KENNETH G. FLOYD,

Plaintiff,

v.

BERNARD "SKIP" WHALEN AREA
LOCAL, AMERICAN POSTAL WORKER
UNION LOCAL #71,

Defendant.

CASE NO.: C07-05993 RMW

APPLICATION FOR ADMISSION OF
ATTORNEY *PRO HAC VICE*

Pursuant to Civil L.R. 11-3, Daniel B. Smith, an active member in good standing of the bar of the District of Columbia, hereby applies for admission to practice in the Northern District of California on a pro hac vice basis representing Defendant Bernard "Skip" Whalen Area Local, American Postal Worker Union Local # 71 in the above-entitled action.

In support of this application, I certify on oath that:

1. I am an active member in good standing of a United States Court or of the highest court of another State or the District of Columbia, as indicated above;

APPLICATION FOR ADMISSION OF ATTORNEY *PRO HAC VICE*
CASE NO.: C07-05993 RMW

2. I agree to abide by the Standards of Professional Conduct set forth in Civil Local Rule 11-4, to comply with General Order No. 45, Electronic Case Filing, and to become familiar with the Local Rules and the Alternative Dispute Resolution programs of this Court; and,

3. Attorneys who are members of the bar of this Court in good standing and who maintain an office within the State of California have been designated as co-counsel in the above-entitled action. The name, address and telephone number of those attorneys are:

Stephen P. Berzon (SBN 46540)
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I declare under penalty of perjury that the foregoing is true and correct.

Dated: April 18, 2008

By: Daniel B. Smith
Daniel B. Smith

1 **PROOF OF SERVICE**

2 I am employed in the City and County of San Francisco, California. I am over the age of
3 eighteen years and not a party to the within action; my business address is 177 Post Street, Suite
4 300, San Francisco, California 94108. On April 22, 2008, I served the following documents:

5 **APPLICATION FOR ADMISSION OF ATTORNEY *PRO HAC VICE***

6 By First Class Mail: I am readily familiar with the ordinary business practices of Altshuler
7 Berzon LLP for the collection and processing of correspondence for mailing with the United States
8 Postal Service. I sealed and placed each such envelope, with first-class postage thereon fully
9 prepaid, for collection and mailing to the office of the addressee on the date shown herein in San
10 Francisco, California.

11 **ADDRESSEE**

12
13 David L. Samuelson, Esq.
14 897 Independence Avenue, Suite 2D
Mountain View, CA 94043

15 I declare under penalty of perjury under the laws of the State of California that the foregoing
16 is true and correct. Executed this April 22, 2008 at San Francisco, California.

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19 SALLY MENDEZ
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